

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, September 9, 2008, the following members were present:

Greg Jergeson, Chairman
Doug Mood, Vice Chairman
Brad Molnar, Commissioner
Robert H. Raney, Commissioner
Ken Toole, Commissioner

APPEARANCE

Gary Duncan, Utility Division

(324) In the matter of N2008.8.100: Qwest Corporation. On August 21, 2008 Qwest Corporation filed for Commission approval a Multi-State Agreement between Qwest and United Airlines.

Commissioner Mood moved to approve the Multi-State Agreement between Qwest Corporation and United Airlines in N2008.8.100. Commissioner Molnar seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(325) In the matter of TN2048: Brian David Parks dba Mountain Express Taxi, Missoula, Montana requests that PSC No. 9460 be cancelled effective immediately.

Commissioner Mood moved to approve the request for cancellation as requested. Commissioner Raney seconded the motion, which passed unanimously.

(326) In the matter of TN2409: Stericycle, Inc., Kent Washington, requests permission to lease PSC No. 9342 to Sure-Way Transportation, Inc., Deer Lodge, Montana for a 2 month period, September 9, 2008 to November 9, 2008.

Commissioner Molnar moved to approve the lease as requested. Commissioner Mood seconded the motion, which passed unanimously.

(327) In the matter of the approval of Commission Minutes for the week of September 1, 2008:

Commissioner Toole moved to approve the Commission Minutes for the week of September 1, 2008. Commissioner Mood seconded the motion, which passed unanimously.

APPEARANCE
Al Brogan, Legal Division

(328) In the matter of the Commission's discussion of D2008.6.69: In the matter of the application of NorthWestern Corporation for approval of its interest in Colstrip Unit 4 as an electricity supply resource under certain terms and conditions including certain treatment of net operating losses.

Motion 1: Commissioner Raney moved to approve Montana Consumer Counsel's motion to strike testimony of Rowe from RCR 7 line 1 through RCR 9 line 6 in Docket D2008.6.69. Commissioner Toole seconded the motion, which passed unanimously.

Motion 2: Commissioner Toole moved to approve Montana Consumer Counsel's motion to strike the balance of Rowe's testimony in Docket D2008.6.69. Commissioner Raney seconded the motion, which passed unanimously.

Motion 3: Commissioner Raney moved to approve Montana Consumer Counsel's motion to strike the rebuttal testimony of Trebant in Docket D2008.6.69. Commissioner Toole seconded the motion which passed unanimously.

(329) In the matter of the Commission's discussion of D2006.7.108: In the matter of the application of Westech Energy Corporation, a common carrier pipeline to establish initial rates and charges for natural gas transportation service.

Motion 1: Commissioner Toole moved to deny KWB's request for a protective order regarding contracts and financial/economic analysis; and to grant the protective order for tax schedules in Docket D2006.7.108. Commissioner Raney seconded the motion, which passed unanimously.

Motion 2: Commissioner Raney moved to GRANT Sonalta's motion to compel production of data requests 1,2,5,6,7,8,9,10,11 (as to caption, docket number and subject), 24 (without prejudice to KWB filing a motion for protective order), 27, 28, 29, 30; and to DENY Sonalta's motion to compel production of data requests 11 (as to providing copies of pre filed testimony), 12,13,21 and 22. Commissioner Mood seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

GREG JERGESON, Chairman

DOUG MOOD, Vice Chairman

BRAD MOLNAR, Commissioner

ROBERT H. RANEY, Commissioner

KEN TOOLE, Commissioner

ATTEST:

Verna Stewart
Commission Secretary

(SEAL)